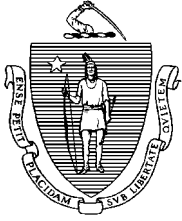


SENATE, NO. 2438

The Commonwealth of Massachusetts



IN THE YEAR OF TWO THOUSAND AND SEVEN

AN ACT TO PROMOTE BREASTFEEDING

*Be it enacted by the Senate and House of Representatives in General Court assembled,
And by the authority of the same, as follows:*

1 SECTION 1. Chapter 111 of the General Laws is hereby amended by inserting after section 219
2 the following section:-

3 Section 220. (a) A mother may breastfeed her child in any public place, or establishment or place
4 which is open to and accepts or solicits the patronage of the general public; and where the mother
5 and her child may otherwise be there lawfully.

6 (b) Notwithstanding any general, special or other law to the contrary, the act of a mother
7 breastfeeding her child, and any exposure of a breast incidental to, and solely for the purpose of
8 such act, shall not be considered as lewd, indecent or immoral, unlawful conduct in any public or
9 private location.

10 (c) No person, organization or governmental entity without lawful justification, shall restrict, harass or
11 penalize a mother who is breastfeeding to purposely violate her right under subsection (a).

12 (d) The attorney general may bring a civil action for equitable relief to restrain or prevent a
13 violation of subsection (c).

14 (e) A civil action may be brought under this section by a mother who has been subject to conduct in
15 violation of subsection (c). In such action, the court may, award her actual damages in an
16 amount not to exceed \$500 and, enter appropriate orders to restrain such unlawful conduct.
17 In addition to any such relief, the court may award reasonable attorney fees.

18 (f) A place of religious instruction or worship shall not be subject to this section.

19